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### **REMARKS**

Claims 1- 5, 7-11 and 13- 16 are rejected under 35 U.S.C. § 102(e).

Claim 6 is rejected under 35 U.S.C. § 103(a).

Applicant respectfully traverses all the outstanding rejections and requests reconsideration and withdrawal thereof in view of the above amendments and following remarks.

#### **Amendments to the Claims**

The claims have not been amended with this response.

New claim 17 has been added which incorporates the features of independent claim 12 and the claims that it depends therefrom.

Therefore no new matter has been added.

No amendment was made for the purpose of narrowing the scope of any claim, unless Applicant had argued herein that such amendment was made to distinguish over a particular reference or combination of references.

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### **Allowable Subject Matter**

Applicants gratefully acknowledge the Office Action's indication of allowable subject matter in claim 12. However, for the reasons set forth below, Applicants respectfully assert that all of the claims are directed to allowable subject matter and that the application is in condition for allowance.

### **Claim Rejections – 35 USC § 102**

The Office Action rejects, under 35 U.S.C. § 102(e), Claims 1- 5, 7-11 and 13-16 over U.S. Patent Publication No. 2003/0088695 Kwak et al. (Kwak).

In regard to independent claim 1, and similarly to independent claims 13 and 16 and the claims that depend therefrom, contrary to the Examiner's statement that all elements are disclosed by Kwak, camping on a first carrier frequency is not. Kwak discloses a paging process during an multimedia broadcast multicast service (MBMS) in progress (FIG. 4 and FIG. 5 and page 3 para [0045] and page 4 para [0048]. This is simply not the same as camping (i.e. the mobile is in idle) on a first carrier frequency. The elements of receiving a notification, on a control channel associated with the second carrier frequency, of the start of a data session on the second carrier frequency and camping on a second carrier frequency are also not disclosed by Kwak. The rejection is therefore unsupported by the art.

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Reconsideration and withdrawal of the rejection of independent claims 1, 13 and 16, and the claims that depend therefrom, under 35 U.S.C. § 102(b) as being anticipated by Kwak is respectfully requested.

### **Claim Rejections – 35 USC § 103**

The Office Action rejects, under 35 U.S.C. § 103(a), Claim 6 over U.S. Patent Publication No. 2003/0088695 Kwak et al. (Kwak).

Claim 6 depends from claims 4 and 2 which depend from independent claim 1. As discussed, claim 1 is in condition for allowance and therefore claim 6 is also in condition for allowance.

Reconsideration and withdrawal of the rejection of claim 6 under 35 U.S.C. § 103(a) as being anticipated by Kwak is respectfully requested.

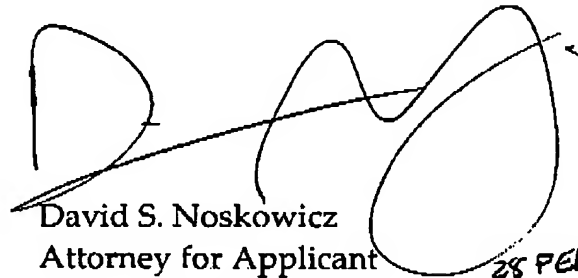
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CONCLUSION

The application, and in particular claims 1-17, is in condition for allowance and a favorable response at an early date is earnestly solicited. Should the Examiner have any questions, comments, or suggestions, the Examiner is invited to contact Applicants' representative at the telephone number indicated below. Please charge any fees associated herewith, including extension of time fees, to Deposit Account 502117.

Respectfully submitted,



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28 FEB 06

Dated: 28 February 2006

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